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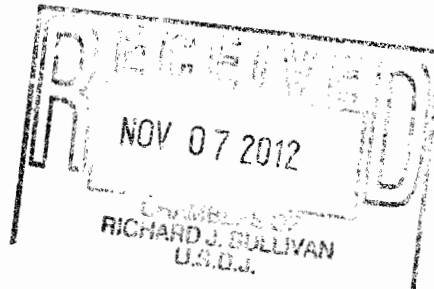
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November 6, 2012

VIA FEDERAL EXPRESS

Hon. Richard J. Sullivan, U.S.D.J.
United States District Court
Southern District of New York
500 Pearl Street – Room 640
New York, NY 10007



**Re: Merrick Bank Corporation v. Chartis Specialty Insurance Company
Civil Action No. 12-CIV-7315 (RJS) (S.D.N.Y.)**

Dear Judge Sullivan:

We represent defendant Chartis Specialty Insurance Company in the above-referenced action, and write pursuant to Section 1.D of Your Honor's Individual Practices, with the consent of plaintiff, to request that Your Honor "so order" a brief extension of time for Chartis to respond to the Complaint.

The Complaint was served on October 11, 2012, and a response was due on November 1, 2012. Due to Hurricane Sandy, Chartis' office in lower Manhattan and this firm's office in lower Manhattan were closed last week and remain closed. The undersigned's office in New Jersey was also closed last week, but just re-opened yesterday.

Plaintiff has agreed that Chartis may have until November 13, 2012 to respond to the Complaint. No request for such an extension has previously been made.

Accordingly, we respectfully request that Your Honor "so order" an extension of time to November 13, 2012 for Chartis to respond to the Complaint.

Respectfully submitted,

BRESSLER, AMERY & ROSS, P.C.

By: Charles W. Stotter
Charles W. Stotter

SO ORDERED [Signature]
Dated: 11/7/12 RICHARD J. SULLIVAN
U.S.D.J.

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Hon. Richard J. Sullivan, U.S.D.J.
November 6, 2012
Page 2

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(via e-mail and Federal Express)